



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

U.S. APPLICATION NUMBER NO. 10/567,363	FIRST NAMED APPLICANT Shinya Kusuda	ATTY. DOCKET NO. Q93058
INTERNATIONAL APPLICATION NO. PCT/JP04/11424		
I.A. FILING DATE 08/03/2004		PRIORITY DATE 08/04/2003

23373  
SUGHRUE MION, PLLC  
2100 PENNSYLVANIA AVENUE, N.W.  
SUITE 800  
WASHINGTON, DC 20037

**CONFIRMATION NO. 2292**  
**371 FORMALITIES LETTER**



Date Mailed: 05/06/2010

**NOTIFICATION OF DEFECTIVE RESPONSE**

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- Priority Document
- Copy of the International Application filed on 02/06/2006
- English Translation of the IA filed on 09/07/2006
- Copy of the International Search Report filed on 02/06/2006
- Preliminary Amendments filed on 09/07/2006
- Information Disclosure Statements filed on 02/06/2006
- Oath or Declaration filed on 09/07/2006
- Biochemical Sequence Listing filed on 09/07/2006
- Request for Immediate Examination filed on 02/06/2006
- U.S. Basic National Fees filed on 02/06/2006

Applicant's response filed 09/07/2006 is hereby acknowledged. The following requirements set forth in the NOTIFICATION OF MISSING REQUIREMENTS mailed 03/07/2006 have not been completed.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Processing fee of \$130 for providing the translation of the application and/or the Annexes later than 30 months from the priority date (37 CFR 1.492(i)).

**SUMMARY OF FEES DUE:**

Total additional fees required for this application is **\$130** for a Large Entity:

Applicant filed a request or letter regarding the use of the computer readable form (CRF) of a sequence listing from another application as the CRF of the sequence listing in this application in lieu of filing a CRF in this application. The request or letter, however, does not comply with the requirements of 37 CFR 1.821(e) for the reason(s) listed below. Applicant must make the appropriate correction(s), or file a CRF in this application in compliance with 37 CFR 1.821(e), within the time period for reply set forth in the notice to avoid the abandonment of the instant application.

- Applicant did not submit a statement that the sequence information in the paper or compact disc copy of the sequence listing (required by 37 CFR 1.821(c)) of this application is identical to the sequence information in the CRF of the other application. Note that a sequence listing filed electronically via EFS-Web in a PDF file is considered to be a paper copy under 37 CFR 1.821(c).

For more information and a sample letter for requesting the use of a CFR from another application, see MPEP 2422.05. For more information regarding electronic filing of sequence listings, see the EFS-Web Legal Framework at <http://www.uspto.gov/ebc/portal/efs/legal.htm>.

**Applicant is required to complete the response within a time limit of ONE MONTH from the date of this Notification or within the time remaining in the response set forth in the Notification of Missing Requirements, whichever is the longer. No extension of this time limit may be granted under 37 CFR 1.136, but the period for response set in the Notification of Missing Requirements may be extended under 37 CFR 1.136(a).**

- \$130 for English translation surcharge not received in full.

Applicant is cautioned that correction of the above items may cause the specification and drawings page count to exceed 100 pages. If the specification and drawings exceed 100 pages, applicant will need to submit the required application size fee.

**For questions regarding compliance to 37 CFR 1.821-1.825 requirements, please contact:**

- For Rules Interpretation, call (571) 272-0951
- For Patentin Software Program Help, call Patent EBC at 1-866-217-9197 or directly at 703-305-3028 / 703-308-6845 between the hours of 6 a.m. and 12 midnight, Monday through Friday, EST.
- Send e-mail correspondence for Patentin Software Program Help @ [ebc@uspto.gov](mailto:ebc@uspto.gov)

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.

<https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at <http://www.uspto.gov/ebc>.

**If you are not using EFS-Web to submit your reply, you must include a copy of this notice.**

PATRICIA A BOOKER

---

Telephone: (703) 756-1409